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PTO/SB/21 (08-03)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/854,362
		Filing Date	May 15, 2001
		First Named Inventor	David G. Frank
		Art Unit	1745
		Examiner Name	Angela J. Martin
Total Number of Pages in This Submission		Attorney Docket Number	9351-46

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ENCLOSURES (check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	BERESKIN & PARR, H. Samuel Frost, Reg. No. 31,696		
Signature			
Date	December 2, 2003		

CERTIFICATE OF MAILING

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December 2, 2003



H. Sam Frost B.A. (Eng. Sci.), M.Sc. (Nucl. Eng.)
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**INFORMATION DISCLOSURE
STATEMENT UNDER CFR.1.56 and CFR 1.97(c)**

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The Commissioner of Patents
PO BOX 1450
Alexandria, Virginia
U.S.A. 22313-1450

Dear Sir:

Re: U.S. Patent Application No. 09/854,362
For: APPARATUS FOR AND METHOD OF FORMING SEALS IN FUEL CELLS AND
FUEL CELL STACKS
Filed: May 15, 2001
Applicant: David G. Frank, et al.

This Information Disclosure Statement is filed, to the knowledge of the applicant, prior to the mailing of a final action or Notice of Allowance. As required by 1.97(c)(1), the Examiner is advised that each item of information in this Information Disclosure Statement was cited in the International Search Report of the corresponding PCT application not more than 3 months prior to the filing of this Information Disclosure Statement. In particular, the International Search Report was mailed on September 3, 2003, and a copy is attached.

Accordingly, the applicant submits that the Information Disclosure Statement is properly considered at this time.

A machine translation of Japanese published application 2001-338673 is attached and no statement is made concerning the accuracy or otherwise of this translation, and the applicants reserve the right to submit a substitute translation of this reference.

(A) List of references

A list of the patents and other publications of which the applicant is aware is set out in the attached PTO Form PTO/SB/08a which is attached hereto.

Please send all correspondence to the Mississauga office:

2000 Argentia Rd., Plaza 4, Ste. 430,
Mississauga, Ontario, Canada L5N 1W1
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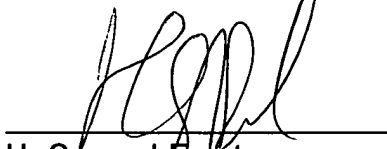
Scotia Plaza, 40 King St. West, 40th Floor,
Toronto, Ontario, Canada M5H 3Y2
Tel: 416.364.7311 Fax: 416.361.1398

Waterloo Technology Campus, 408 Albert St., Ste. 2,
Waterloo, Ontario, Canada N2L 3V3
Tel: 519.783.3210 Fax: 519.783.3211

(B) Copies of References

The applicant has attached hereto a copy of each of the references referred to in PTO Form PTO/SB/08a.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'H. Samuel Frost', is written over a horizontal line.

H. Samuel Frost
Registration No. 31,696

/s/
Enclosure



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Substitute for form 1449A/PTO		Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Application Number	09/854,362
		Filing Date	May 15, 2001
		First Named Inventor	David G. Frank
		Art Unit	1745
		Examiner Name	Angela J. Martin
Sheet 1	of 1	Attorney Docket Number	9351-46

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U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-5,977,249	11-02-1999	Kovar et al.	
		US-			
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FOREIGN PATENT DOCUMENTS						
Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		EP 1 263 068 A1	12-4-2002	Dana Corporation		
		EP 1 075 034 A1	02-7-2001	Three Bond Co. Ltd.		
		EP 1 009 052 A1	6-14-2000	Matsushita Electric Industrial Co., Ltd.		
		JP 2001-338673	12-7-2001	Nok Corp.		✓
		JP 61-227368	10-9-1986	Toshiba Corp.		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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